

Fax Cover Page

SUBJECT:**DEAR CALFED;**

**PLEASE SEE FOLLOWING LETTER TO MR. SNOW.
THIS LETTER OF DEC. 2, 1992 IS WAITING A REPLY.
A REPLY TO THIS LETTER WAS DISCUSSED WITH
YOUR NICE TELEPHONE ANSWERING LADY.**

THANKS FOR YOUR COOPERATION.

**FELIX E. SMITH
4720 TALUS WAY
CARMICHAEL, CA. 95608
966-2081**

*Response
short*

To: Lester Snow - CALFED

From : Felix Smith

For Information Call: (916) 966-2081

At:

Pages: 3

My Fax Number : (916) 966-2081

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December 2, 1996

Lester Snow, Executive Director
CALFED / Bay-Delta Program
1416 Ninth Street, Suite 1155
Sacramento, CA. 95814

Dear Mr. Snow:

Thanks for many pounds of reports and related information associated with the Bay/Delta Program. With all this information, I still have major concerns. They are:

1. Is it good public and water management policy to continue to irrigate seleniferous soils with today's knowledge of environmental impacts and other associated costs?
2. Is it good public policy and wise land management to refuse to consider land withdrawal and land retirement as both a water conservation tool and tool to reduce the degradation of existing water supplies?
3. Is it good public policy and good resource management to ignore about 30 percent of the historical outflow of the San Joaquin Basin of the Bay/Delta watershed (upstream of Friant Dam) does not contribute to Delta inflow or outflow or contribute flows to improve water quality?
4. In comparing existing and future conditions, those who have pillaged and raped trust resources (for example the chinook salmon and steelhead trout resources), can show greater restoration numbers and get credit for them than those who have tried to do a good job protecting the resource.
5. Are the public trust interests of the entire Bay/Delta watershed to be restored and protected to the same degree as envisioned by the various Mono Lake and tributary decisions?
6. Based on what I have seen so far it will be the same old story. Throw more money for studies and create another (new) engineering solution.

7. The old idea that there is surplus water in the Sacramento Valley far and above agricultural and natural resource needs, must be rethought based on 21st century resource needs, the area of origin statutes and the public trust doctrine.

All of this being said, CALFED must restore the people's faith that governmental action will be based upon good science and protecting the public trust and not special favors for special friends. The recent U.S. Fish and Wildlife Service (FWS) negotiated agreement with East Bay Municipal Utility District regarding the Lower Mokelumne River inflows to the Delta is just another example of agency actions based on special favors for special friends. The process of behind closed door negotiations knowingly excluded public interest stakeholders. The FWS's arrogant disregard of sworn testimony in the administrative records of the State Water Resources Control Board and the Federal Energy Regulatory Commission makes a mockery out of the CALFED process and the sacred trust held by agency administrators.

Do you or anyone in the CALFED administration know of any other negotiations being conducted outside the CALFED process and without public stakeholder participation which could impact the Bay/Delta resources, uses and values?

CALFED has worked to involve the public interest stakeholders. However the above discussed FWS actions cast a pall of cynicism over the entire CALFED process and will lead to further distrust of government agencies and their actions.

Sincerely,

Felix E. Smith
4720 Talus Way
Carmichael, CA. 95608
956-2081

cc: interested parties
Secretary, Department of the Interior

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completely agree

*30 million people in
Delta to state
neg. & state*

*When
comprohended
effect US*